

***** A M E N D E D *****
NOTICE OF PUBLIC MEETING OF THE
ARIZONA STATE PARKS BOARD

Notice is hereby given to Members of the Arizona State Parks Board (Board) and the general public that the Board will hold a meeting, open to the public on **Thursday, September 23, 2004, at 9:00 a.m.** pursuant to A.R.S. § 38-431.02 and A.R.S. § 41-511.01 *et. seq.* at the **City of Avondale Council Chambers** located at **11465 W. Civic Center Drive, Avondale, AZ.** The Board may elect to hold an Executive Session for any agendaized item at any time during the meeting to discuss or consult with its legal counsel for legal advice on matters listed on this agenda pursuant to A.R.S. §38-431.03 (A) (3). **Items on the Agenda may be discussed out of order, unless they have been specifically noted to be set for a time certain.** Public comment will be taken. The Board will discuss and may take action on the following matters.

TIME CERTAIN 8:30 – 9:00 a.m. – The Assistant Attorney General assigned to Arizona State Parks Board will conduct an orientation/refresher mini course to the Board on Open Meeting Law, Public Records and Conflict of Interest.

AGENDA

(Agenda items may be taken in any order unless set for a time certain)

- A. CALL TO ORDER - ROLL CALL – 9:00 A.M.**
- B. INTRODUCTIONS OF BOARD MEMBERS AND AGENCY STAFF**
- C. PUBLIC COMMENT** - Consideration and discussion of comments and complaints from the public. Those wishing to address the Board must register at the door and be recognized by the Chair. Time permitting, each presentation will be given approximately five minutes. It is probable that each presentation will be limited to one person per organization. Action taken as a result of public comment will be limited to directing staff to study or reschedule the matter for further consideration at a later time.
- D. CONSENT AGENDA** - The following items of a noncontroversial nature have been grouped together for a single vote without Board discussion. The Consent Agenda is a timesaving device and Board members received documentation on these items for their review prior to the open meeting. Any Board member may remove any item from the Consent Agenda for discussion and a separate vote at this meeting as deemed necessary. The public may view the documentation relating to the Consent Agenda at the Board's office, 1300 W. Washington, Suite 104, Phoenix, Arizona.
 - 1. Approve Minutes of July 21, 2004 State Parks Board Meeting**
 - 2. Approve Minutes of July 22, 2004 State Parks Board Meeting**
 - 3. Approve Minutes of Executive Session held July 22, 2004**
 - 4. Consider Extending the Project End Date for the City of Flagstaff Trails Heritage Fund Project #680011, FUTS: Bow & Arrow Wash Trail Phase 1 –** Staff recommends extending the project end date by 12 months to November 17, 2005 for the Flagstaff Trails heritage fund Project #680011, FUTS: Bow & Arrow Wash Trail Phase I.

E. BOARD ACTION ITEMS

1. Summary of Staff Funding Recommendations for Competitive Grant Programs

- a. Consider Staff Recommendations for Funding FY 2004 Local, Regional and State Parks Heritage Fund (LRSP) Grant Projects.** Staff recommends awarding \$3,628,338 to the first 17 projects as listed on the summary sheet. The Arizona Outdoor Recreation Coordinating Commission (AORCC) concurred unanimously with this recommendation on August 12, 2004.
 - b. Consider Funding the FY 2004 Recreational Trails Program (Motorized Portion) Grant Projects.** Staff recommends awarding \$475,822 to the four eligible applications. This recommendation is contingent upon all projects completing the Section 106 requirements and obtaining National Environment Policy Act (NEPA) concurrence from the Federal Highway Administration. The Off-Highway Vehicle Advisory Group (OHVAG) unanimously concurred with the staff recommendation on July 26, 2004.
 - c. Consider Funding FY 2004 Trails Heritage Fund Grant Projects.** Staff recommends awarding \$378,290 to the six FY 2004 Trails Heritage Fund projects on the summary list. AORCC unanimously concurred with the staff recommendation on August 12, 2004.
 - d. Consider Staff Recommendation for Funding FY 2004 Growing Smarter State Trust Land Acquisition Project.** Staff recommends approving funding to Pima County for the purchase of the Valencia Archaeological Site, provided the County is the highest and best bidder at public auction. The final grant amount will be based on the Arizona State Land Department (ASLD) final appraised value of the parcel, agreed upon by Pima County, plus no more than 10% for eligible associated costs. The grant award may not exceed \$900,000, as this is the amount requested in the application. The Conservation Acquisition Board (CAB) unanimously concurred with the staff recommendation.
 - e. Consider Staff Recommendations for Funding FY 2004 Historic Preservation Heritage Fund Grant Projects.** Staff recommends awarding \$1,183,221 to the 18 highest-rated grant projects listed on the summary list. At their August 9, 2004 meeting, the Historic Preservation Advisory Committee (HPAC) moved to award \$1,642,295 to the 26 highest-rated FY 2004 Historic Preservation Heritage Fund grant projects after staff's evaluation of eligible scope items. This recommendation includes partial funding to the City of Phoenix for the Franklin School Roof project. HPAC further moved to approve the set-aside funding to Arizona State Parks Development for \$150,000 and to the State Historic Preservation Office for \$100,000.
- 2. Consider Adopting Policy Changes and Changes to the Rating Criteria for the Historic Preservation Heritage Fund Grant Program** – Staff recommends adopting the policy changes and changes to the rating criteria, as presented, for the FY 2005 Heritage Fund Historic Preservation grant manual. HPAC voted unanimously to adopt these changes. HPAC also voted to adopt a schedule for this grant program that includes two cycles per year. They unanimously

approved a schedule and asked that it be forwarded to the Board for final action.

3. Executive Director's Compensation

F. DIRECTOR'S REPORT

- 1. Activities Since July 22, 2004**
- 2. Strategic Plan Update**

G. PARTNERSHIPS AND EXTERNAL AFFAIRS- The Board and staff will discuss and the Board may take action on the following: (some of these reports may be verbal)

- 1. Section report – 20% Cap Issue; General Population Survey; Changes to the FY 2004 Trails Heritage Fund and Recreational Trails Program (Motorized Portion) Grant Application Manuals Regarding Guidelines for Donated Trail Labor and Materials; Changes to the FY 2004 Recreational Trails Program (Motorized Portion) Grant Application Manual Regarding Recreational Trails Program Funding for Motorized Grants; Update on Trails Heritage Fund Project #689807, AZ Trail: Segments 9 & 10 Acquisition; Presentation on Arizona State Parks Consumer Marketing Study (provided in July 22 Board Packet)**

H. EXECUTIVE SESSION - Upon a public majority vote, the Board may hold an Executive Session which is not open to the public for the following purposes:

- 1. To discuss or consult with its legal counsel for legal advice on matters listed on this agenda pursuant to A.R.S. §38-431.03 (A)(3), including:**
 - a. Mabery Easement Dispute Litigation**
 - b. ADEQ Consent Order**
 - c. Kartchner Caverns Concession Contract**
- 2. To discuss or consult with its legal counsel in order to consider its position and instruct its attorneys regarding the Board's position regarding contracts that are the subject of negotiations, in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation pursuant to A.R.S. §38-431.03 (A)(4)**
 - a. Mabery Easement Dispute Litigation**
 - b. ADEQ Consent Order**
 - c. Kartchner Caverns Concession Contract**
- 3. To discuss or consider employment, assignment, appointment, promotion, demotion, dismissal, salary, disciplining or resignation of a public officer, appointee or employee of the Board pursuant to A.R.S. §38-431.03 (A)(1)**
 - a. Executive Director's Compensation**

I. PARKS - The Board and staff will discuss and the Board may take action on the following: (some of these reports may be verbal)

1. **Section report** – Mabery Easement Dispute Litigation; ADEQ Draft Consent Order Update; Patagonia Lake Boating Restrictions; Update on Rio Rico/ Sonoita Creek Land Acquisitions; Review Livestock Grazing Policy for Arizona State Parks’ Natural Areas; Presentation by SRP and The Nature Conservancy on Verde River Properties; Kelly Ranch (Pima County Bond Program) Acquisition – Catalina State Park; Land Acquisition List Update for Review

J. FRIENDS RAISING/FUNDRAISING

1. **Section report** – Status of Arizona State Parks Foundation; Status of Friends Group Development

K. SUMMARY OF CURRENT EVENTS, REQUESTS AND ITEMS FOR FUTURE AGENDAS - The Board may discuss matters of Board procedure relative to its meetings. Board members may also wish to discuss issues of concern and request staff to place specific items on future Board meeting agendas.

L. TIME AND PLACE OF NEXT MEETING - Staff is recommending that the next meeting be scheduled for November 18, 2004 in Tucson, Arizona.

M. ADJOURNMENT

Pursuant to Title II of the Americans with Disabilities Act (ADA), Arizona State Parks does not discriminate on the basis of a disability regarding admission to public meetings. Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting the ADA Coordinator, Nicole Armstrong-Best, (602) 542-7152; or TTY (602) 542-4174. Requests should be made as early as possible to allow time to arrange the accommodation.

Kenneth E. Travous, Executive Director